## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SAINI ET AL.

Serial No.:

10/736,339

Filed:

**DECEMBER 15, 2003** 

Title:

"On-the Fly Coating of Acid-

RELEASING DEGRADABLE MATERIAL

**ONTO A PARTICULATE"** 

Group Art Unit:

1792

Confirmation No.: 3700

Examiner:

LIGHTFOOT, ELENA TSOY

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Atty. Docket No: 2001-IP-005484U1P1

CERTIFICATE OF FILING ELECTRONICALLY VIA EFS 37 C.F.R. § 1.8

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING SUBMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE VIA EFS (ELECTRONICALLY) ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:

> HONORABLE COMMISSIONER FOR PATENTS P.O. Box 1450 ALEXANDRIA, VA 22313-1450

DEBBIE ALLEN

**DATE OF SUBMISSION:** 

AUGUST 5, 2009

**ELECTRONIC FILING (EFS)** 

MAIL STOP AF **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Dear Honorable Commissioner:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 6, 2009, finally rejecting claims 42-61.

Applicants also hereby petition under the provisions of 37 C.F.R. § 1.136(a) for a one-month extension of time to file this Notice of Appeal, extending the deadline for filing this notice from July 6, 2009 to August 6, 2009.

The Commissioner is authorized to debit Baker Botts L.L.P.'s Deposit Account No. 02-0383, Order Number 063718.1357 in the amount of \$670.00 for (1) the fee of \$540.00 for filing the Notice of Appeal, and (2) the fee of \$130.00 for the one-month extension of time to file this Notice. Should the Commissioner deem that any additional fees are due, including any fees for extensions of time, Applicants respectfully request that the Commissioner accept this as a Petition Therefor, and direct that any additional fees be charged to Baker Botts L.L.P.'s Deposit Account No. 02-0383, Order Number 063718.1357.

Respectfully submitted,

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Date: August 5, 2009